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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of:

KODAS et al.

Serial No. 10/731,740

Filed: December 9, 2003

Confirmation No. 5116

Atty. File No.: 41890-01674

For: "ELECTROCATALYST POWDERS,
METHODS FOR PRODUCING POWDERS
AND DEVICES FABRICATED FROM
SAME"

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is in response to the final Office Action having a mailing date of February 22, 2006, with respect to the above-identified Application.

Applicants do not believe that any extension of time under 37 CFR §1.136 is required. However, if such an extension is required please charge the fee to Deposit Account No. 50-1419.

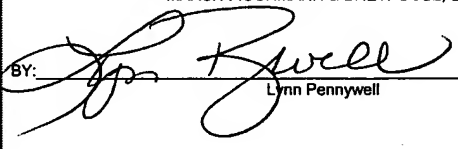
A **Listing of Claims** begins on page 2 of this paper.

Remarks begin on page 5 of this paper.

) Group Art Unit: 1755

) Examiner: Patricia L. Hailey

) **RESPONSE TO OFFICE ACTION**

<p style="text-align: center;">CERTIFICATE OF MAILING</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON May 16, 2006.</p> <p style="text-align: center;">MARSH FISCHMANN & BREYFOGLE, LLP</p> <p>BY:  Lynn Pennywell</p>
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